

ASSEMBLY BILL

No. 2151

Introduced by Assembly Member Torres

February 18, 2010

An act to amend Section 3102 of the Government Code, relating to public employment.

LEGISLATIVE COUNSEL'S DIGEST

AB 2151, as introduced, Torres. Public employment: disaster service workers: oath or affirmation of allegiance.

Existing law requires all disaster service workers to, before they enter upon the duties of their employment, take and subscribe to an oath or affirmation, as specified. Existing law authorizes, in the case of intermittent, temporary, emergency or successive employments and in the discretion of the employing agency, the taking and subscribing of that oath to be effective for all successive periods of employment which commence within one calendar year from the date of that subscription. Notwithstanding that provision, the oath taken and subscribed by a person who is a member of an emergency organization sanctioned by a state agency or an accredited disaster council, whose members are duly enrolled or registered with the Office of Emergency Services, or any accredited disaster council of any political subdivision, is effective for the period the person remains a member with that organization.

Existing law requires the term "Office of Emergency Services" to be construed to refer to the California Emergency Management Agency whenever it appears in any statute, regulation, or contract, unless the context clearly requires otherwise.

This bill would replace the term “Office of Emergency Services” with the term “California Emergency Management Agency” in the above described provision pertaining to oaths.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 3102 of the Government Code is amended
2 to read:
3 3102. (a) All disaster service workers shall, before they enter
4 upon the duties of their employment, take and subscribe to the
5 oath or affirmation required by this chapter.
6 (b) In the case of intermittent, temporary, emergency or
7 successive employments, then in the discretion of the employing
8 agency, an oath taken and subscribed as required by this chapter
9 shall be effective for the purposes of this chapter for all successive
10 periods of employment which commence within one calendar year
11 from the date of that subscription.
12 (c) Notwithstanding subdivision (b), the oath taken and
13 subscribed by a person who is a member of an emergency
14 organization sanctioned by a state agency or an accredited disaster
15 council, whose members are duly enrolled or registered with the
16 ~~Office of Emergency Services~~ *California Emergency Management*
17 *Agency*, or any accredited disaster council of any political
18 subdivision, shall be effective for the period the person remains a
19 member with that organization.

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